

Changes Made In Rules 100, 130, 140, 201, 220, 500, Appendix D, And Appendix E After Final Drafts Of Rules Were Available For Public Review On March 31, 2000

On March 31, 2000, Maricopa County posted, on its webpage for public review, the final draft rules and the Notices Of Final Rulemaking for the:

- Facility Change Rulemaking Package (Rules 100, 201, 220, and Appendices D and E)
- Excess Emissions Rulemaking Package (Rules 100, 130, and 140)
- Rule 100 and Rule 500 Rulemaking Package

These final draft rules were scheduled to be discussed during a Maricopa County Board of Supervisors' Public Hearing on May 3, 2000.

However, on April 28, 2000, almost 30 days after the final draft rules were posted on Maricopa County's webpage for public review, Staff discovered that the wrong final draft of New Rule 140 had been posted. Consequently, during the Public Hearing on May 3, 2000, the Board of Supervisors withdrew all of the final draft rules of the 3 rulemaking packages and re-scheduled a Public Hearing for July 26, 2000.

On June 23, 2000, Maricopa County posted on its webpage for public review all of the same final draft rules of the 3 rulemaking packages, with the exception of the following described changes. The Board of Supervisors is scheduled to discuss these final draft rules during a Public Hearing on July 26, 2000. The following described changes are in response to the administrative error discovered on April 28, 2000 and to written comments received after the 3 rulemaking packages were posted on Maricopa County's webpage for public review on March 31, 2000.

Rule 100, Section 200.11 (Definition Of Air Pollution Control Equipment): Changed the term "air contaminants" to the term "air pollutants".

Rule 100, Section 200.22 (Definition Of Attainment Area): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 100, Section 200.46 (Definition Of Equivalent Method): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 100, Section 200.47 (Definition Of Excess Emissions): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 100, Section 200.60(c) (Definition Of Major Source): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 100, Section 200.82 (Definition Of Portable Source): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 100, Section 200.89 (Definition Of Reference Method): Did not change the term "air pollutant" to the term "air contaminant", as proposed in previous drafts of Rule 100, but rather left the term "air pollutant", as originally written.

Rule 140 (Excess Emissions): The final draft of New Rule 140 that was available for public review on March 31, 2000, in preparation for the May 3, 2000 Public Hearing, was language from Arizona Department Of Environmental Quality's (ADEQ's) proposed excess emissions rule; It should have been language from Rule 100, Section 502 (Excess Emissions). New Rule 140 that is being submitted to the Board Of Supervisors' Public Hearing scheduled for July 26, 2000 is language from Rule 100, Section 502.

Appendix D (List Of Insignificant Activities): Deleted the following text, from the introduction of Appendix D, "A Non-Title V source must, in a permit application, list and describe its insignificant activities..." In its place, added the following text "A Non-Title V source is not required to list nor to describe insignificant activities in a permit application..."